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3/28/02-
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Katherine L. MOLNAR-KIMBER et al

Appln. No.: 09/576,951

Group Art Unit: 1641

Filed: May 24, 2000

Examiner: Ceperley. M.

For: ANTI-RAPAMYCIN MONOCLOINAL ANTIBODIES

STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned hereby states, upon information and belief,
That each item of information contained in the Third
Supplemental Information Disclosure Statement filed concurrently
herewith was first cited in a Communication from a Foreign
Patent Office in a counterpart foreign application not more than
three months prior to the filing of said Third Supplemental
Information Disclosure Statement.

Respectfully submitted,

Gordon Kit
Registration No. 30,764

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Date: March 26, 2002

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THIRD SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents, which are listed on the attached Form PTO-1449, which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, along with a copy of the corresponding Communication from a Foreign Patent Office dated February 2, 2002, is submitted herewith.

The present Third Supplemental Information Disclosure Statement is being filed after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action or Notice of Allowance. Therefore, Applicants are filing concurrently herewith a Statement Under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art

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INFORMATION DISCLOSURE STATEMENT
U.S. Appln. No. 09/576,951

against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

Gordon Kite

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